



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/633,692

08/05/2003

Jozsef Varga

60282-00078

7605

32294

7590

05/28/2008

SQUIRE, SANDERS & DEMPSEY L.L.P.

8000 TOWERS CRESCENT DRIVE

14TH FLOOR

VIENNA, VA 22182-6212

EXAMINER

SALAD, ABDULLAH ELMI

ART UNIT

PAPER NUMBER

2157

MAIL DATE

DELIVERY MODE

05/28/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/633,692

Applicant(s)

VARGA ET AL.

Examiner

Salad Abdullahi

Art Unit

2157

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 13 February 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-39 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-39 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-946)
- 3) ☐ Information Disclosure Statement(s) (PTO/SG/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 2/13/2008 has been entered.

Applicant's arguments with respect to claims 1-39 have been fully considered but are moot in view of new grounds of rejection.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-39 are rejected under 35 U.S.C. 102(e) as being anticipated by Chaney U. S. Patent No. 6,947,724[hereinafter Chaney].

As per claim 1, Chaney discloses a method, comprising the steps of:

receiving a service request according to a session initiation protocol, initiated by a first user (TER-B), and terminated at a second user (TER-A) in a device(S-CSCF 15)

Art Unit: 2157

serving the second user (TER-A)(see figs. 1 and 4 and col. 3, line 55 to col. 4, line 31 and col. 5, lines 20-41);

forwarding the received service request from the device to an application server(HSS 16) to process the service request(see figs 1,4 col. 5, lines 30-42);

receiving in the device a processing result of the processed service request from the application server (see fig. 3 and col. 6, lines 10-52); and

first determining, in the device based on the received processing result, whether a service request processing of the service request in the device(see col. 5, lines 43-65).

As per claim 2-4, Chaney discloses the method according to claim 1, wherein the first determining step further comprises the steps of:

checking whether the processing result received from the application server includes an indication for stopping the service request processing for the second user, and when the indication is present, stopping the service request processing for the second user (see fig. 3 and col. 6, lines 10-52 and col. 7, lines 20-67);

As per claim 5, Chaney discloses the method according to claim 1, further comprising including destination identifiers in the service request forwarded to the processing unit and the processing result received from the processing unit, the first determining step further comprising the steps of:

comparing the destination identifiers of the service request forwarded to the processing unit and the processing result received from the processing unit, and stopping the

Art Unit: 2157

service request processing for the second user when the compared destinations identifiers are different (see col. 7, lines 20-67).

As per claim 6, Chaney discloses the method according to claim 1, further comprising the step of: second determining, based on the received processing result, whether to forward the service request to a third user (see figs and 4 which could obviously be utilized with more two users)(col. 6, lines 10-52 and col. 7, lines 20-67).

As per claims 7-11, DTI Networks discloses the method according to claim 6, further comprising the steps of including destination identifiers within the service request forwarded to the processing unit and the processing result received from the processing unit;

the second determining step further comprising the steps of:

comparing the destination identifiers of the service request forwarded to the processing unit and the processing result received from the Application server (see page 5, line 66 to col. 6, line 8);and

switching to originating mode and forwarding the service request based on the destination identifier included in the processing result when a determination is made that the compared destination identifiers are different (see page 5, line 66 to col. 6, line 8).

Art Unit: 2157

As per claims 12-39, the claims include features similar to claims 1-11, thus claims 12-39 are rejected same rational as claims 1-11.

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Salad E Abdullahi whose telephone number is 571-272-4009. The examiner can normally be reached on 8:30 - 5:00. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on 571-272-4001. The fax phone number for the organization where this application or proceeding is assigned is **571-273-8300**. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Salad Abdullahi/
Primary Examiner, Art Unit 2157